

**Introduced by Senator Gaines**

February 18, 2011

---

An act to amend Section 1202.7 of the Penal Code, relating to probation.

**LEGISLATIVE COUNSEL'S DIGEST**

SB 858, as introduced, Gaines. Probation: considerations.

Existing law expresses the finding and declaration of the Legislature that the provision of probation services is an essential element in the administration of criminal justice. Existing law specifies that the safety of the public, the nature of the offense, the interests of justice, the loss to the victim, and the needs of the defendant shall be the primary considerations in the granting of probation.

This bill would make technical, nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 1202.7 of the Penal Code is amended to
- 2 read:
- 3 1202.7. The Legislature finds and declares that the provision
- 4 of probation services is an essential element in the administration
- 5 of criminal justice. The safety of the public, which shall be a
- 6 primary goal through the enforcement of court-ordered conditions
- 7 of probation; the nature of the offense; the interests of justice,
- 8 including punishment, reintegration of the offender into the
- 9 community, and enforcement of conditions of probation; the loss

1 to the victim; and the needs of the defendant shall be the primary  
2 considerations in the granting of probation. It is the intent of the  
3 Legislature that efforts be made with respect to persons who are  
4 subject to Section 290.011 who are on probation to engage them  
5 in treatment.

O